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PART I.

Notifications by the Dewan to His Highness the Maharaja of Mysore.

GENERAL.

NOTIFICATIONS.

31*st December* 1886.

Tenders are hereby invited for the exclusive privilege of the manufacture and wholesale vend of arrack throughout the Territories of Mysore, inclusive of the Civil and Military Station of Bangalore.

2. The contract for the Civil and Military Station of Bangalore is included in this Notification with the permission of the Resident in Mysore.

3. The privilege for which tenders are now invited will be conceded subject to the conditions I to XIX specified in para 9 of this Notification. It will not include the manufacture or sale of toddy, of European wines and spirits, or of beer.

4. The rates of duty, inclusive of the local cess of one anna on every rupee of duty, as well as the wholesale prices at which the arrack is to be issued by the contractors are fixed by Government as specified in condition XIII appended to para 9 of this Notification.

5. (*a*) The contract for which tenders are now invited may, at the option of the tenderer, be either for a period of three years from 1st April 1887 to 31st March 1890, or for a period of five years from 1st April 1887 to 31st March 1892.

(*b*) Every tenderer must specify whether he tenders for the contract for three or five years, as well as the amount of minimum revenue which he would guarantee yearly to the Government during the period for which he tenders.

(*c*) No tender will be considered which guarantees to Government a minimum yearly revenue of less than seven and a half lakhs of rupees during the first two years of the contract or less than eight lakhs of rupees during the remaining year or years of the contract.

6. Each tender must be accompanied by a deposit of Rs. 1,000 in cash or in Government securities duly endorsed in favor of "the Dewan of Mysore," and enclosed in a cover superscribed with the words "Tender for the exclusive privilege of the manufacture and wholesale vend of arrack," and must be sent to the Chief Secretary to the Dewan at Bangalore so as to reach him on or before Tuesday the 15th February 1887, after which date no tender will be received. The tenders will be opened at the Dewan's Office by the Chief Secretary to the Dewan and the Deputy Commissioner of the Bangalore District at 12 o'clock noon on the 15th February 1887 in the presence of the applicants who may be present. The final disposal of the tenders will rest with the Dewan who reserves to himself full power to reject any or all of the tenders without assigning any reason. The deposits made by the applicants whose tenders are rejected will be returned to them on their application. The applicants whose tenders are selected for submission to the Dewan will be required to deposit at once, in cash or in Government securities, duly endorsed in favor of "the Dewan of Mysore," a sum equal to $\frac{1}{12}$th (or one month's instalment) of the minimum annual revenue guaranteed by them; failing which, the deposit made with the tenders will be forfeited.

7. The applicant, whose tender may be finally accepted by the Dewan, shall, within 8 days of the acceptance of his tender being communicated to him, deposit with the Deputy Commissioner of Bangalore a further sum in cash or in Government securities duly endorsed in favor of the Dewan of Mysore, to make up with the deposits previously made, a sum equal to one-eighth of the yearly revenue guaranteed, and shall execute an agreement in the prescribed form on proper stamp, binding himself to conform to the conditions hereinafter set forth, and if he fails or refuses to sign the agreement or to make the deposit required, the deposits already made will be forfeited to Government and the contract otherwise disposed of.

8. No tender proposing any modification of any of the terms of this Notification will be considered, and every tender shall be in the form appended to this Notification.

9. The contract for which tenders are now invited shall be subject to the following conditions, namely:—

Conditions.

I. (*a*) The minimum annual revenue guaranteed shall be payable to Government in twelve equal monthly instalments. The contractor shall pay into the District Treasury of Bangalore the whole amount of the duty inclusive of the local cess payable to Government at the rates fixed by Government on the arrack issued from the distillery in each month on or before the 15th of the following month.

(*b*) If the duty payable on the issues of arrack up to the end of any month be not sufficient to make up the amount of the instalment of the minimum guaranteed revenue for that month, the contractor shall pay such further sum as may be required to make up the deficiency. The excess sale of any month shall be available to make up any deficiency in any other month of the same official year. Such portion of the duty on excess sales in any one month as may be over and above the deficiency which may have been made good by the contractor in any previous month or months of the same official year shall be paid into the Government Treasury along with the minimum guaranteed revenue for the month in which duty on excess sales has been realized; and the payment shall be accompanied by a stamped receipt signed by the contractor or his agent for the amount of duty on excess sales appropriated by him towards reimbursing himself for any deficiency made good by him in any previous month or months of the same official year.

(c) If the above payments are not made on or before the 15th of the month following that for which they are due, interest at the rate of 6 per cent per annum will be charged from that date on all the arrears outstanding; and should the default continue after the lapse of the month in which the payments are due, the arrears with the interest due shall be recovered by attachment and sale of the property of the contractor, including cash at wholesale depôts, in the manner provided for by the rules for the time being in force for the recovery of arrears of land revenue. And it shall further be at the discretion of the Dewan upon the report of the Deputy Commissioner of Bangalore to declare the contract cancelled, to direct the forfeiture of the deposit made by the contractor, and to cause the business to be carried on by Government officers or otherwise, at the expense and risk of the contractor, during the unexpired period of his contract.

II. The accounts for each year shall be closed separately. If the duty payable to Government on the arrack issued during the year exceed the minimum revenue guaranteed for the year, the contractor will be allowed a deduction from the duty payable by him equal to 1 anna on every rupee of the amount of such excess. But the excess of one year will not be available to make up any deficiency in the amount of the guaranteed revenue of any other year of the contract.

III. (a) The contractor will be required to manufacture within the enclosure of the Government Distillery near Bangalore, or at such other place as may be fixed by the Deputy Commissioner, and to establish wholesale depôts in such places as are specified in condition VII. The distillery and depôts shall be open at all times for inspection by the Deputy Commissioner or any official appointed for that purpose, or by the Head Supervisor or other officer in charge of the Government Distillery for the time being, to whom all the distillery keys duly sealed shall be delivered after work is closed each day, for custody with the guard on duty. No arrack shall be taken out of the distillery until it has been measured and tested by an official appointed for that purpose. The contractor will further be required to pay monthly to Government a rent of Rs. 250 for the use of the distillery buildings and water supply and to keep the said buildings and channels in a state of thorough repair. The Executive Engineer will inspect the buildings and water supply channels quarterly, and note in a book to be kept for the purpose at the distillery, the state of the buildings and channels, and point out what should be done, to the contractor or his agents or employés present. A copy of these notes will be sent to the Deputy Commissioner, and a separate copy shall be communicated to the contractor. If within 15 days after the Executive Engineer's inspection the needful work be not executed by the contractor, the Executive Engineer will at once have the work done departmentally, and the Deputy Commissioner shall recover the cost thereof from the defaulting contractor in accordance with rules for the time being in force for the recovery of arrears of land revenue.

(b.) The contractor shall further pay monthly a cess of half anna per gallon on all arrack issued from the distillery, for the up-keep of the distillery establishments and the supervising and detective staff and the contingent charges connected therewith.

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(*c.*) The rent for the distillery buildings and the establishment cess specified in the two preceding paras shall be paid by the contractor into the Bangalore District Treasury without fail, along with the monthly khist on the 15th of the month following that for which the same may be due. Failure to do so will entail recovery thereof as an arrear of land revenue under the rules in force for the time being.

IV. (*a.*) The old contractors shall give and the new contractor shall as usual take over any arrack which may remain as stock in hand on the 1st April 1887, paying for the same such compensation as may be fixed by the Deputy Commissioner with the sanction of the Dewan. Such stock shall not ordinarily be in excess of that manufactured monthly on an average for the past 36 months.

(*b.*) Should the new contractor so require, the old contractors shall cease preparing "wash" from the 1st March 1887, and vacate the buildings to admit of the new contractor commencing operations from the same day. Notice to this effect should be given in writing to the old contractors not later than 22nd February 1887. Should no such notice be given, the old contractors will continue distilling only till 31st March 1887, and must by that date utilize all the wash they have on hand.

(*c.*) All apparatus belonging to the old contractors with the exception of any permanent fixtures erected by them shall be removed by them within one week of their ceasing to manufacture under this condition. Failing this, the Deputy Commissioner will cause the same to be removed at the old contractors' expense.

(*d.*) If any stock and block belonging to the old contractors be required by the new contractor, he shall give notice to the old contractors, within the 1st March 1887, of his intention to purchase them at a fair valuation, and in case of dispute, the Deputy Commissioner will decide what such fair valuation shall be. But if no such notice be given within the 1st March 1887, the old contractors shall be at liberty to remove the same leaving the new contractor to make his own arrangements in the matter.

(*e.*) The rules laid down in the condition shall apply *mutatis mutandis*, to the contract for which tenders are now invited.

V. The arrack manufactured shall be of good quality. The articles used in distilling shall be approved by the Deputy Commissioner and be of good quality, and shall be shown to, and passed by, the Distillery Supervisor or other official appointed for the purpose before being received into the distillery. No ingredients obnoxious to health shall be used in distilling or put into the arrack after it has been made, and all the ingredients used shall be in the established initial * proportion or in such other proportion as may hereafter be fixed by Government, so as to ensure a proper control by the officers of Government over the results of the distillation effected by the contractor daily. Standard Saccharometers by Long and Dring and Fage for determining the gravity of the "wash" in its several stages till distilled, shall be kept by the contractor, and a true and correct record maintained for verification and check by Excise officers.

* Three maunds of good cane-jaggory to 2 maunds of date-jaggory or molasses, with 3 seers of good stem bark (red babul, *beladachakke*) per maund of jaggory used If necessary cane-jaggory alone may be used.

VI. The contractor shall keep true and correct accounts in the prescribed forms of his receipts and disbursements, and of the quantity and strength of the spirits manufactured, received and issued in the distillery and in each depôt, and of all the materials received and expended daily at the distillery. The cash accounts of the contractor shall be posted up daily, each item of purchase of stock being duly vouched, and an abstract of the cash accounts in the prescribed form shall be furnished monthly to the Head Supervisor, duly attested by the contractor or his agent. He shall produce all such accounts whenever required to do so for inspection by the Deputy Commissioner, the Head Supervisor or any other official appointed for the purpose, and furnish the Head Supervisor with an authenticated copy of such details as he may require from time to time.

VII. The distiller shall be bound always to have a month's supply and not less than 16,000 gallons of liquor in store, and in order that this may be the case from 1st April 1887, he will be allowed to commence distilling before that date, provided that no liquor so distilled shall be sold or passed out of his custody or that of his employés before the 1st April 1887, except under passes signed by the Head Supervisor for retention at wholesale depôts intact till the said date. The contractor shall be allowed to have wholesale shops in all Taluk kasabas and large towns and at such other places as may be determined by the Head Supervisor with or in anticipation of, the approval of the Deputy Commissioner within whose jurisdiction they may be situated, and with due regard to the convenience of the retail vendors. The contractor shall keep such wholesale shops always properly supplied with stock, as specified in the Wholesale License Rules. "Short stock" and "no stock" at such wholesale shops will entail double the value of the deficient quantity being levied as a penalty, out of which, the loss if any sustained by the retail vendors will be paid to them. A list of all places at which wholesale shops now exist will be furnished to the contractor on application to the Deputy Commissioner or the Head Supervisor. The contractor shall pay the prescribed license fee of Rs. 2 per shop per month.

VIII. The contractor shall not sell arrack by retail either in the distillery or in the wholesale shops except as provided for in the rules laid down under Conditions XI and XIII.

IX. The retail shops will be under the management of the Deputy Commissioners of the Districts, and in Municipal towns, where so ordered by the Dewan, under the Municipal President or Vice President of such towns. They are competent to order any shops to be closed on grounds of public expediency without any claim to compensation on the part of the contractor or the retail vendor. For jatras, santes and festivals, additional time will be freely granted by Amildars to keep open wholesale depôts or retail shops.

X. (*a*). Licenses in the prescribed form will be issued by the above-mentioned officers for retail shops at all Taluk kasabas, head-quarters of Hoblis, large villages and at such other places in which there may be a public demand therefor, as may be appointed by the Head Supervisor with or in anticipation of the approval of the Deputy Commissioner. All existing shops shall be confirmed. On the 1st April 1887, Amildars will take stock at wholesale depôts, preserving a bottle of liquor well corked and sealed for inspection of the Excise officer. Any addition to, or reduction in, the number of retail shops at any particular place shall be determined with reference to the sales therein.

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(*b*). No fee shall be charged for licenses issued for retail shops nor will any charge be levied on account of excess sales in retail shops throughout the Province with the exception of the City and the Civil and Military Station of Bangalore, where the Municipal Boards will continue to levy such rates of license fees and such charge on account of excess sales as may from time to time be fixed by the Government.

(*c*). In lieu of the license fees and the charge on excess sales thus relinquished, a uniform fee of 2 annas per gallon shall be levied upon all liquor issued to places other than the City and the Civil and Military Station of Bangalore. The contractor shall pay this fee into the Government Treasury along with his monthly instalments, and shall be entitled to recover it from the retail vendors in addition to the wholesale price specified in condition XIII. Should the contractor fail to pay the fee as aforesaid, it shall be recovered from him as an arrear of land revenue.

(*d*). The licenses will provide for the sale of the arrack at the regulated prices and at the prescribed strength and for other necessary conditions. The retail vendors will be required to procure their liquor from such wholesale shops as may be nearest to them. They will also be required to permit the contractor or his agent, the Excise officers, or any public servant duly authorized, free access to their shops in order to see that no irregularities take place, and to keep true and correct accounts in the prescribed forms of the quantity and strength of liquor received by them each day, and the prices charged for the same, and to produce the accounts for inspection whenever required so to do by the contractor or his agents, or any Government official authorized to call for them. The contractor, his agents or employés shall not directly or indirectly, have any connection or interest in the retail shops.

XI. The following rules regarding the issue of the arrack from the distillery shall be observed :—

(*a*) No arrack shall ordinarily be issued at a strength above 20° under Proof, but should the contractor or retail vendor desire to issue at a higher strength than the above, the spirit so issued shall not be of a greater strength than Proof. Liquor of strength at Proof shall be issued from the distillery in two dozen quart bottles, four dozen pints and so on for lower denominations of flasks as for English and foreign spirits; and it shall be sold by wholesale to retail vendors in bottles to be provided at the contractor's expense intact as issued from the distillery with the seals and labels affixed on them by the Head Supervisor and under cover of the Head Supervisor's passes. In cases in which breakage in transit may be apprehended, the Head Supervisor will arrange for the bottling and sealing being done by Range Supervisors, to whom adequate supplies of such liquor will be sent from the distillery for the purpose. The retail vendors shall issue such liquor only to respectable persons known to them on separate passes granted by the Head Supervisor to the retail vendors, and both wholesale and retail dealers shall account for such sales separately in the forms prescribed.

(*b*) Should the contractor wish to issue liquor of higher strength than Proof, he should obtain the special orders of the Deputy Commissioner therefor, through the Head Supervisor, who shall quote the same and issue passes accordingly

to wholesale shops, and liquor so issued shall be sold and accounted for, as provided in clause (*a*) of this para.

(*c*) All liquor issued at a strength above 20° under Proof and up to Proof shall be charged the duty on Proof, the rate on above Proof being raised proportionately according to the hydrometer's scales in terms of 10 degrees.

(*d*) No spirit below 20° under Proof shall be ordinarily issued from the distillery, but should there be a demand for liquor of lower strength than 20° under Proof, liquor at 30° under Proof may be specially issued from the distillery at proportionately reduced rates of duty, such liquor being kept and accounted for separately both in the wholesale depôts and in the retail shops.

XII. The arrack shall be sold as issued from the distillery and shall not be adulterated or diluted in any manner either in the wholesale or retail shops. But distilled water may be used at the distillery under the supervision of the Head Supervisor for the purpose of reducing the strength of the liquor.

XIII. The Government duty including the local cess of one anna in the rupee payable on arrack of the strength of 20° under Proof as well as the prices at which the same shall be sold (unadulterated and undiluted) at the wholesale and retail shops are hereby fixed as specified in the following table :—

	Spirits 20° under Proof.											
	Duty per Gallon inclusive of local cess.			Wholesale price per Gallon.			Retail price.					
							Per Gallon.			Per Dram.		
	Rs.	A.	P.	Rs.	A.	P.	Rs.	A.	P.	Rs.	A.	P.
Throughout the Province	3	5	0	4	6	4	5	0	0	0	1	8

(*a*) The prices for Proof and 30° under Proof and the duty chargeable thereon as well as for all strengths over and under those strengths, shall be regulated proportionately on the rates above specified for 20° under Proof in accordance with Casella's rules which accompany each case of Government hydrometers. Nothing in these rules shall preclude the Head Supervisor, upon written application made to him for that purpose, from granting to respectable private individuals for *bonâ fide* private use but not for sale, and to hospitals, museums and other public institutions, liquor of any strength manufactured at the distillery, at wholesale rates of price, in quantities of not less than one ordinary quart bottle.

(*b*) The contractor may, with the permission of the Deputy Commissioner of Bangalore, manufacture milk-punch or any other sweet liquors under the supervision of the Excise officers, who will see that the duty on the spirit so utilized is fully brought to book ere masked by the addition of saccharine or other ingredients used in the preparation thereof. Such sweet liquors, when duly sealed and labelled by the Head Supervisor at the contractor's expense, may be sold direct from the distillery or placed for sale at retail shops. The prices at which such liquors shall be sold will be regulated by the Excise Department.

XIV. On account of wastage, a discount or deduction of 2 per cent shall be allowed on the duty payable on liquor issued from the distillery for sale beyond the Municipal limits of the City and Civil and Military Station of Bangalore. The contractor shall insist on the wholesale vendors charging in their accounts only the actual bung and stand wastage so as to ensure the correctness of the accounts.

XV. The contractor shall cause every person whom he may employ to superintend distilleries or wholesale shops or depôts, to execute, previous to such employment, such engagements as are compatible with the above conditions, and such engagements shall be deposited with the Deputy Commissioner of the District in which such servant is employed within one month from the 1st April 1887. The contractor will moreover use his best endeavours to secure on the part of all persons employed by him in the manufacture, carriage and sale of arrack, a strict adherence to the provisions of the engagements entered into by them, and of the law, and if it come to his knowledge that a breach of those provisions has been committed, he shall at once, through the Head Supervisor, bring the circumstance to the notice of the Deputy Commissioner of the District in which the breach took place in order that the penalties prescribed for the offence may be enforced. The Deputy Commissioner may summarily fine the offender and may further require the contractor to suspend or dismiss the offender from his service.

XVI. The contractor shall conform to any additional rules that may be prescribed from time to time by the Government, and he shall see that all his employés give full effect to the rules and orders passed by Government for the custody and regulation of the stock distilled and passed out, the cleanliness of all vessels used, the tinning of metal vessels, the watch, ward and sanitary condition of the enclosures and other matters affecting either the Government or the contractor's interests, or both. All still heads, pipes and worms used for the distillation of liquor shall be of cast iron; but if copper heads, pipes and worms are used, they shall be properly and efficiently lined with tin at prescribed intervals.

Sundays and authorized holidays shall be observed as close holidays and no issues made or distillation carried on on such days. Notice of such holidays will be given to all concerned at the beginning of every year.

XVII. If any wilful breach of any of the above conditions is committed by the contractor, or with his connivance and privity by any of the men employed by him in the manufacture, carriage or sale of arrack, it shall be at the discretion of the Dewan, to cancel the contract and declare the deposit forfeited and cause the business to be carried on as provided in condition I.

XVIII. The Government may allow the contractor, subject to such conditions as may be prescribed by Government in that behalf, to manufacture and sell Colombo or other kinds of arrack or liquor, but no deductions shall be allowed therefor on the revenue realized from the ordinary country arrack adverted to in this Notification.

XIX. The powers and duties conferred and imposed upon Deputy Commissioners by the foregoing conditions shall be exercised and performed within the Civil and Military Station of Bangalore by such officer as the Resident may appoint.

10. The following table shows the annual quantity of liquor issued during the past 16 years:—

	1870—71 Gallons.	1871—72 Gallons.	1872—73 Gallons.	1873—74 Gallons.	1874—75 Gallons.	1875—76 Gallons.	1876—77 Gallons.	1877—78 Gallons.	1878—79 Gallons.
Bangalore City and Civil and Military Station ...	77,149	83,345	85,099	90,760	78,872	75,125	68,782	71,207	18,533 51,177
Issues to other parts of the Province ...	160,710	155,139	169,514	182,591	142,554	114,864	102,112	67,770	67,842
Grand Total for whole Province.....	237,859	238,484	254,613	273,351	221,426	189,989	170,894	138,977	137,552

	1879—80 Gallons.	1880—81 Gallons.	1881—82 Gallons.	1882—83 Gallons.	1883—84 Gallons.	1884—85 Gallons.	1885—86 Gallons.	
Bangalore City and Civil and Military Station ...	24,436	28,586	28,812	31,282	34,089	33,993	33,952	City.
	60,726	66,809	68,502	75,151	76,907	74,010	70,074	Civil and Military Station.
Issues to other parts of the Province ...	94,092	115,352	139,281	137,706	144,312	156,539	159,352	
Grand Total for whole Province.....	179,254	210,747	236,595	244,139	255,308	264,542	263,378	

11. Appended is a statement showing the actual revenue realized upon the arrack issued during the past 6 years at the rates of duty in force in those years, together with the revenue which would have been realized if the uniform duty now fixed (Rs. 3—5—0 per gallon) had been in force in those years.

Years.	Actual revenue realized at the varying old rates of duty.	Amount of revenue which would have been realized at the uniform rate of duty now fixed (Rs. 3—5—0 per gallon.)
	Rs.	Rs.
1880—81	6,43,022	6,98,099
1881—82	6,33,329	7,83,720
1882—83	6,58,768	8,08,710
1883—84	6,88,019	8,45,707
1884—85	7,41,574	8,76,295
1885—86	7,47,314	8,72,439

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APPENDIX.

FORM OF TENDER REFERRED TO IN PARA 8.

To

The Chief Secretary to the Dewan of Mysore,

Bangalore.

SIR,

With reference to the Dewan's Notification No.———dated———— , published in the Mysore Gazette dated————————, I beg to tender for the exclusive privilege of the manufacture and wholesale vend of arrack throughout the Territories of Mysore, inclusive of the Civil and Military Station of Bangalore, for a term of————years from 1st April 1887 to 31st March 18——, subject to the terms, rules and conditions specified in the Notification above quoted.

2. I hereby guarantee to Government a minimum annual revenue (inclusive of local cess) as follows :—

During the first year of the contract	..	..	Rs.
During the second year of the contract	..	..	Rs.
During the third year of the contract	..	..	Rs.
During the fourth year of the contract	..	..	Rs.
During the fifth year of the contract	..	..	Rs.
		Total	Rs.

3. I enclose_____for Rs. 1,000 duly endorsed in favor of the Dewan of Mysore, as required by para 6 of the said notification.

I beg to remain,

Sir,

Your most obedient servant.

*Date*_____

*Address.*_____